



#8 in
Amold B (no)
EXH 9.4.03
S&H Form: (2/01)
10-11-03

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2633
Docket No.: 1344.1033

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Akihisa KAWAGUCHI et al.

Serial No. 09/419,872

Group Art Unit: 2633

Confirmation No. 1976

Filed: October 19, 1999

Examiner: Reza Sedighian

For: METHOD OF CONTROLLING OPTICAL WAVELENGTH DIVISION MULTIPLEXING
TRANSMISSION APPARATUS

AMENDMENT UNDER 37 C.F.R. §1.116

RECEIVED

AUG 25 2003

Technology Center 2600

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: **BOX AF**

Sir:

This is in response to the Final Office Action mailed April 18, 2003, and having a period for response set to expire on July 18, 2003. A Petition for a one-month extension of time, together with the requisite fee for same, is submitted herewith, thereby extending the period for response to August 18, 2003. The following amendments and remarks are respectfully submitted.

08/20/2003 MBIZUNES 00000150 193935 09419872

01 FC:1251 110.00 DA



S&H Form: (10/01)

**REPLY/AMENDMENT
FEE TRANSMITTAL**

Attorney Docket No.	1344.1033
Application Number	09/419,872
Filing Date	October 19, 1999
First Named Inventor	Akihisa KAWAGUCHI et al.
Group Art Unit	2633

AMOUNT ENCLOSED

110.00

Examiner Name

Reza Sedighian

FEE CALCULATION (fees effective 10/01/01)

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	6	- 20 =	0	X \$ 18.00 =	\$ 0.00
INDEPENDENT CLAIMS	2	- 3 =	0	X \$ 84.00 =	0.00
Since an Official Action set an <u>original</u> due date of <u>July 18, 2003</u> , petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$410); 3 months (\$930); 4 months (\$1,450); 5 months (\$1,970)):					110.00
If Notice of Appeal is enclosed, add (\$320)					0.00
If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110)					0.00
Total of above Calculations =					\$ 110.00
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)					
TOTAL FEES DUE =					\$ 110.00

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

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METHOD OF PAYMENT

- ☐ Check enclosed as payment.
- ☒ Charge "TOTAL FEES DUE" to the Deposit Account No. below.
- ☐ No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).

Technology Center 2600

GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
- Deposit Account No. 19-3935
- Deposit Account Name STAAS & HALSEY LLP
- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

Typed Name	John C. Garvey	Reg. No.	28,607
Signature		Date	8-18-03

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CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 18, 20 03

STAAS & HALSEY

By: Spencer L. Hays

Date: August 18, 2003